

September 26, 2005

Linda Busch, Administrator
Middlesex County Agriculture Development Board
Middlesex County Planning Department

New Brunswick, New Jersey 08901

Re: In re Barton Nursery
(Appeal from the decision of the State Agriculture Development Committee)
SADC ID # 1205-02
OAL Docket No. ADC 6441-02

Dear Linda:

Enclosed please find a final decision in the above-captioned matter. The State Agriculture Development Committee (SADC) adopted the initial decision, which recommended that the SADC remand the matter to the Middlesex County Agriculture Development Board. We are remanding the matter herewith, but note that N.J.S.A. 4:1C-10.1c states that CADBs are required to forward complaints to the SADC when the matter concerns an issue that the SADC has not addressed in a promulgated agricultural management practice.

Accordingly, we suggest that you forward the matter to the SADC by sending a letter indicating your transmittal of the matter pursuant to N.J.S.A. 4:1C-10.1c. Upon receipt of that letter, the SADC will schedule a hearing.

If you have any questions, please contact me at (609) 984-2504.

Sincerely,

Marci D. Green
Chief of Legal Affairs

Enclosures

c: attached service list
Penny Ludman, DAG
Cassandra McCloud, Esq., SADC

FINAL DECISION

OAL DKT. NO. ADC 6441-02
SADC NO. RTF 1205-01

In Re Barton Nursery
(Appeal from the Decision of
the State Agriculture
Development Committee)

The Initial Decision of the Administrative Law Judge is HEREBY ADOPTED without
modification, no exceptions having been filed.

DATE: ___9-22-05___

Charles M. Kuperus
Secretary of Agriculture